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## **MINUTES**

### **MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION**

#### **FREE CONFERENCE COMMITTEE ON SENATE BILL 171**

**Call to Order:** Chair Bruce Tutvedt, on April 22, 2015 at 10:30 A.M., in Room 405 Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Bruce Tutvedt, Chair (R)  
Rep. Alan Redfield, Chair (R)  
Sen. Dick Barrett (D)  
Rep. Greg Hertz (R)  
Sen. Fred Thomas (R)  
Rep. Kathleen Williams (D) (arrived after roll call)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Prudence Gildroy, Committee Secretary  
Megan Moore, Legislative Branch  
Jaret Coles, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Executive Action: Recommend that the free conference committee report be adopted

00:00:01 Chair Tutvedt

**EXECUTIVE ACTION ON SB 171**

00:01:20 Megan Moore, Legislative Services Division (LSD)

00:01:55 **Motion:** Sen. Thomas moved that **SB 171 DO PASS.**

00:02:14 **Motion:** Sen. Thomas moved that **SB 171 BE AMENDED.**  
**EXHIBIT**(frs82sb0171a01)

**Discussion:**

00:02:29 Rep. Hertz

00:02:36 Rep. Williams joined the meeting.

00:03:08 **Vote:** Motion carried unanimously by voice vote.

00:03:35 **Motion:** Sen. Thomas moved that **SB 171 BE AMENDED.**  
**EXHIBIT**(frs82sb0171a02)

**Discussion:**

00:03:58 Megan Moore, Legislative Services Division (LSD)

00:04:22 Sen. Tutvedt

00:04:40 **Vote:** Motion carried unanimously by voice vote.

00:05:09 Chair Tutvedt

00:05:42 **Motion:** Sen. Barrett moved that **SB 171 BE AMENDED.**  
**EXHIBIT**(frs82sb0171a03)

**Discussion:**

00:05:44 Sen. Barrett

00:09:32 Chair Tutvedt

00:10:05 Mike Kadas, director, Department of Revenue (DOR)

00:10:35 Rep. Hertz

00:11:07 Mr. Kadas, DOR

00:12:12 Sen. Barrett

00:13:38 Rep. Williams

00:13:58 Sen. Barrett

00:14:34 Rep. Williams

00:15:13 Rep. Hertz

00:16:09 Sen. Barrett

00:17:27 Rep. Hertz

00:18:03 Sen. Thomas

00:18:31 Jaret Coles, Legislative Services Division (LSD)

00:20:31 Rep. Williams  
00:21:15 Chair Tutvedt  
00:21:32 Rep. Hertz  
00:22:03 Sen. Barrett  
00:23:01 Chair Tutvedt  
00:23:10 Sen. Barrett

00:23:15 **Substitute Motion:** Rep. Hertz made a substitute motion that **SB 171 BE AMENDED CONCEPTUALLY.**

**Discussion:**

00:23:42 Ms. Moore, LSD  
00:24:48 Chair Tutvedt  
00:25:07 Ms. Moore

00:25:47 **Vote:** Substitute Motion carried unanimously by voice vote.

00:25:56 **Motion/Vote:** Sen. Barrett moved that **SB 171 BE AMENDED.** Motion carried unanimously by voice vote.

(See *Exhibit 3*)

00:26:17 Chair Tutvedt  
00:26:47 Sen. Barrett

00:27:16 **Motion:** Rep. Williams moved that **SB 171 BE AMENDED.**  
**EXHIBIT(frs82sb0171a04)**

**Discussion:**

00:27:35 Rep. Williams  
00:29:20 Rep. Redfield  
00:29:47 Rep. Williams  
00:29:53 Rep. Redfield  
00:29:57 Rep. Hertz  
00:30:05 Rep. Williams  
00:30:22 Sen. Barrett  
00:31:14 Rep. Williams  
00:31:41 Chair Tutvedt  
00:31:42 Rep. Williams  
00:31:56 Rep. Redfield  
00:32:08 Rep. Williams  
00:32:11 Rep. Hertz  
00:32:37 Sen. Barrett  
00:33:39 Rep. Williams

00:34:09 **Vote:** Motion carried 2-1 by roll call vote in the Senate with Sen. Tutvedt voting no. Motion failed 1-2 by roll call vote in the House with Rep. Williams voting aye.

00:35:14 Sen. Barrett  
00:35:29 Rep. Williams

00:36:23 **Motion:** Sen. Thomas moved that **SB 171 BE AMENDED.**  
[EXHIBIT\(frs82sb0171a05\)](#)

**Discussion:**

00:36:43 Sen. Tutvedt

00:37:40 **Vote:** Motion carried unanimously by voice vote.

00:38:12 **Motion:** Sen. Thomas moved that **SB 171 BE AMENDED.**  
[EXHIBIT\(frs82sb0171a06\)](#)

**Discussion:**

00:38:44 Chair Tutvedt  
00:39:06 Sen. Barrett  
00:39:21 Mr. Coles, LSD

00:39:34 **Vote:** Motion carried unanimously by voice vote.

00:40:33 **Motion:** Rep. Williams moved that **SB 171 BE AMENDED.**  
[EXHIBIT\(frs82sb0171a07\)](#)

**Discussion:**

00:40:35 Rep. Williams  
00:42:21 Sen. Tutvedt  
00:43:19 Rep. Williams  
00:43:37 Sen. Tutvedt  
00:44:24 Rep. Hertz  
00:44:40 Rep. Williams  
00:44:57 Ms. Moore  
00:45:26 Rep. Hertz  
00:45:32 Sen. Barrett

00:46:42 **Vote:** Motion failed 1-2 by roll call vote in the Senate with Sen. Barrett voting aye. Motion failed in the House 1-2 by roll call vote with Rep. Williams voting aye.

00:46:58 **Motion:** Sen. Barrett moved that **SB 171 BE AMENDED.**  
[EXHIBIT\(frs82sb0171a08\)](#)

**Discussion:**

00:47:32 Sen. Barrett  
00:50:34 Sen. Tutvedt  
00:52:13 Rep. Hertz

00:52:35 Ms. Moore  
00:52:57 Chair Tutvedt

00:53:01 **Vote:** Motion failed 1-2 by roll call vote in the Senate with Sen. Barrett voting aye. Motion failed in the House 1-2 with Rep. Williams voting aye.

00:53:49 **Motion:** Rep. Redfield moved that **SB 171 BE AMENDED.**  
**EXHIBIT**(frs82sb0171a09)

**Discussion:**

00:54:20 Rep. Redfield  
00:54:34 Sen. Barrett  
00:54:59 Rep. Williams  
00:55:12 Sen. Tutvedt

00:55:54 **Vote:** Motion failed unanimously by roll call vote in the Senate. Motion carried 2-1 in the House with Rep. Williams voting no.

**Discussion:**

00:56:33 Sen. Thomas  
00:57:41 Rep. Williams  
00:58:15 Sen. Thomas  
00:58:16 Sen. Barrett  
00:58:21 Chair Tutvedt  
00:59:56 Rep. Hertz  
01:00:06 Ms. Moore  
01:00:16 Chair Tutvedt  
01:00:19 Rep. Hertz

01:00:32 **Motion:** Sen. Thomas moved that **SB 171 BE AMENDED.**  
**EXHIBIT**(frs82sb0171a10)

01:01:13 **Substitute Motion:** Sen. Thomas made a substitute motion that **SB 171 BE AMENDED CONCEPTUALLY.**

**Discussion:**

01:01:24 Rep. Williams  
01:02:25 Sen. Barrett  
01:02:42 Chair Tutvedt  
01:02:45 Mr. Coles  
01:04:27 Rep. Hertz  
01:05:02 Sen. Barrett  
01:05:22 Rep. Williams  
01:05:49 Mr. Coles  
01:06:25 Sen. Thomas  
01:06:41 Rep. Williams

01:07:06 **Vote:** Motion carried 2-1 by roll call vote in the Senate with Sen. Barrett voting no. Motion carried 2-1 by roll call vote in the House with Rep. Williams voting no.

**Discussion:**

01:07:54 Chair Tutvedt

01:08:03 Rep. Redfield

01:08:19 **Vote:** Motion carried unanimously by voice vote on amendment SB017142.AMM as conceptually amended.

(See Exhibit 10)

01:08:59 **Motion:** Sen. Thomas moved that **SB 171 BE AMENDED.**  
[EXHIBIT\(frs82sb0171a11\)](#)

**Discussion:**

01:09:25 Chair Tutvedt

01:11:50 Rep. Hertz

01:12:15 **Vote:** Motion carried unanimously by voice vote.

01:12:39 **Motion/Vote:** Sen. Thomas moved that **SB 171 DO PASS AS AMENDED.**  
Motion carried 2-1 by roll call vote in the Senate with Sen. Barrett voting no.  
Motion carried unanimously by roll call vote in the House.

Note: In lieu of motion, the signed Free Conference Committee Report, by a majority of both the Senate and House members, indicates that the committee recommends **THE CONFERENCE COMMITTEE REPORT BE ADOPTED.**

**ADJOURNMENT**

Adjournment: 11:52 a.m.

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Prudence Gildroy, Secretary

Additional Documents:

**EXHIBIT**([frs82sb0171aad.pdf](#))